

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/816,268
Filing Date: 03/31/2004
Applicant: Moinul H. Khan et al.
Group Art Unit: 2186
Examiner: Lev Iwashko
Title: METHOD AND APPARATUS TO PERFORM
MEMORY MANAGEMENT
Attorney Docket: MP1441

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Director of the United States Patent and Trademark Office
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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Reasons for allowance are only warranted in instances in which "the record of the prosecution as a whole does not make clear the Examiner's reasons for allowing a claim or claims." 37 C.F.R. 1.104(e). In the present case, Applicant believes the record as a whole makes clear the reasons for allowance and therefore no statement by the Examiner is necessary or warranted. Therefore, the record should reflect that Applicant does not necessary agree with the statement in the reasons for allowance.

For example, the Examiner loosely paraphrases portions of Claim 1 in the Statement of Reasons for Allowance, and states that the reasons for allowance of Claim 1, applies to all of the independent claims of the application. The

language does not exactly correspond to Claim 1 or any of the other allowed independent Claims.

Applicant's claims should be limited only by the terms utilized therein. Thus, Applicants hereby submits these Comments in an effort to ensure that the claims are properly construed based only upon limitations that are actually present therein and/or to ensure that the claims are not interpreted so as to include any additional claim limitations that are not found in the respective claims.

Furthermore, Applicants do not agree with any statements suggesting that original Claim 1 is not allowable over the prior art. Applicants reserve the right to assert the original claims as filed in one or more continuing applications.


Should there be any outstanding matters that need to be resolved in the present application the Examiner is respectfully requested to contact the undersigned. If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

Dated: November 22, 2006

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